GOVERNMENT OF INDIA
COMMERCE AND INDUSTRY
LOK SABHA

UNSTARRED QUESTION NO:1838
ANSWERED ON:26.07.2002
ANTI DUMPING ON INDIAN STEEL
SULTAN SALAHUDDIN OWAISI

Will the Minister of COMMERCE AND INDUSTRY be pleased to state:

(a) whether US Government had imposed an anti - dumping duty of 72.49 per cent on import of cut to length steel plates from SAIL during 1999;

(b) if so, the details thereof;

(c) whether WTO Dispsute Settlement Body has passed a ruling in favour of SAIL in the said case;

(d) if so, whether the panel has also recommended that US should bring this anti-dumping duty order in conformity with WTO rules;

(e) if so, whether US has reduced the duty on steel plates being supplied by India;

(f) if so, the details thereof; and

(g) the extent to which the export of steel plates is likely to be increased after this ruling of WTO?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF COMMERCE AND INDUSTRY (SHRI RAJIV PRATAP RUDY)

(a) Yes, Sir.

(b) In December, 1999 the US Department of Commerce issued the final determination and imposed an anti-dumping margin of 72.49% on the sole Indian respondent, Steel Authority of India (SAIL).While doing so the US Department of Commerce rejected SAIL`s data in totality, and had relied on facts available in the petition of the domestic industry and calculated the dumping margin.

(c) The Government of India had referred the matter to WTO against the rulings of the US, since the rulings violated certain WTO commitments. The Panel set up by the Dispute Settlement Body of WTO, has concluded that the United States acted inconsistently with Article 6.8 and paragraph 3 of Annex II of the Anti-dumping Agreement in refusing to take into account US sales price information submitted by SAIL without a legally sufficient justification and making its determination regarding the dumping margin for SAIL entirely on the basis of the facts available in the anti-dumping investigation at issue in this dispute.

(d) The panel has recommended that the Dispute Settlement Body request the United States to bring its measure into conformity with its obligations under the Anti-dumping Agreement.

(e) to (g): The Panel Report is presently under circulation.The Dispute Settlement Body of WTO has toadopt the report before any of its recommendations is implemented.